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WATER RIGHTS
SALT LAKE

1995 DEEP CREEK DISTRIBUTION MEETING

The 1995 Annual Deep Creek Distribution Meeting was held at Dave Murray's Shop in Lapoint on February 2, 1995, and was conducted by Lee Sim of the Division of Water Rights.

Those attending the meeting were as follows:

<u>NAME</u>	<u>REPRESENTING</u>
Lee Sim	Division of Water Rights - SLO
John Larsen	Division of Water Rights - SLO
Gertrudys Adkins	Division of Water Rights - SLO
Bonnie Duncan	Division of Water Rights - SLO
Bob Leake	Division of Water Rights
Ralph Johnson	Division of Water Rights
Charman Justice	Deep Creek Water Commissioner
Raymond Murray	Deep Creek
Marvin Huber	Deep Creek
Martin Huber	Deep Creek
Aaron Simmons	Deep Creek
Ada Cook	Deep Creek
Louis Simm	Deep Creek
Dave Murray	Mosby Irrigation
Robert Justice	Deep Creek
Dorothy Luck	Mosby Irrigation

The meeting was called to order at 10:40 a.m. by Lee Sim. Minutes of the 1994 Deep Creek Distribution Meeting were read by Bob Leake. A motion to accept the minutes as read was made by Martin Huber and seconded by Aaron Simmons. Motion carried.

Lee Sim reviewed the 1994 Financial Report and advised that an error existed in the delinquent accounts of Marvin Huber and Martin Huber. Lee stated that these delinquent accounts would be corrected and will appear as such on this year's Financial Statement. It was explained that travel expenses were higher than budgeted for 1994. Charman Justice stated that because of the exceptionally dry year, more travel on her part was required. She also felt that an increase in travel expenses would not be required for 1995. A motion was made by Aaron Simmons and seconded by Charman Justice, to accept the 1994 Financial Statement as corrected. Motion passed.

The Water Commissioner's report was given by Charman Justice. Charman again explained that because of the dry year, the distribution of water became very difficult and was further complicated by the fact that some of the water measuring and controlling equipment was obsolete, worn out, malfunctioning and badly in need of maintenance, repair or replacement. She also stated the need was great to clean the ditches and diversions. A general discussion followed on whose responsibility it was for the distribution of water on Mosby and Deep Creek. It was pointed out that Charman Justice is responsible only for the distribution of water, not for the maintenance of the ditches or water measuring equipment. A motion was made by Raymond Murray to approve the Commissioner's Report as presented. Motion was seconded by Marvin Huber and motion carried.

The 1995 Budget was the next item of business. During the discussion, Charman Justice stated that she would try to keep her travel expenses the same as for 1994 (\$2,000.00), and that miscellaneous expenses were used in 1994 for ditch cleaning purposes. Lee Sim explained that there will be a training seminar for all water commissioners to be held in Salt Lake City in the near future, and that Charman should attend if the water users are in general agreement. Lee explained that the travel expenses should be expended from the miscellaneous expense. There was general agreement among the group that Charman should attend the seminar. A motion was made by Aaron Simmons and seconded by Raymond Murray that the 1995 budget remain the same as 1994 and that all assessments remain the same. Motion passed.

During the discussion on the Budget for 1995, a lengthy discussion ensued during which Dorothy Luck questioned a charge for Deep Creek water levied against her last year by Commissioner Charman Justice. Dorothy Luck is of the opinion that no Deep Creek water flows into Mosby and, therefore, the charge against her for Deep Creek water is in error. Bob Leake explained that Deep Creek water is always available in Mosby and flows year round below Logger's Cabin. He also cautioned Dorothy not to open the headgate without first calling Charman. If Charman is not available, Dorothy is to contact Bob Leake at the Water Rights Office in Vernal. A further discussion followed on what constitutes return water and whether it is considered to be Mosby or Deep Creek. Bob Leake further explained that if there is no water being introduced into Mosby, it cannot be claimed to be Deep Creek water. Dorothy Luck indicated that she intends to do additional checking into the situation and that she will file a protest.

Charman Justice was unanimously elected as Water Commissioner for 1995.

A review of the Distribution System's Directors was made. Robert Justice made a motion that the directors for 1995 be Raymond Murray as chairman, Marvin Huber and Wayne Justice. Motion was seconded by Martin Huber and motion passed.

Under general discussion, Bob Leake reported that he had investigated the illegal ponds that were reported in last year's meeting. He found that some land was not being irrigated even though there were rights to do so. He doubted that members coming into the system would be of much help. Bob felt that, since last year was such a dry one, more investigative work would be required. Lee Sim suggested that we continue to monitor the situation this year and take a closer look at the next meeting.

Meeting adjourned at 11:30 a.m.